

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CORNELL UNIVERSITY, a non-profit
New York corporation, and CORNELL
RESEARCH FOUNDATION, INC., a non-
profit New York corporation,

Plaintiffs,

v.

HEWLETT-PACKARD COMPANY, a
Delaware corporation,

Defendant.

HEWLETT-PACKARD COMPANY, a
Delaware corporation,

Counterclaimant,

v.

CORNELL UNIVERSITY, a non-profit
New York corporation, and CORNELL
RESEARCH FOUNDATION, INC., a non-
profit New York corporation,

Counterdefendants.

**DEFENDANT HEWLETT-PACKARD
COMPANY'S OBJECTIONS AND
REBUTTALS TO CORNELL'S REVISED
DEPOSITION DESIGNATIONS**

Civil Action No.:
01-CV-1974-NAM-DEP

Judge: Hon. Randall R. Rader
Trial: May 19, 2008

Cornell University & Cornell Research Foundation, Inc. v. Hewlett-Packard Co.
Civil Action No. 5:01-CV-1974-NAM-DEP

Hewlett-Packard Company's Objections¹ and Rebuttals to Cornell's Revised Deposition Designations

Witness / Date	Cornell's Designated Testimony	HP's Objections²	HP's Counter-Designations
Christopher, Chris (02/10/06)	9:20-11:14		
	12:24-14:5		14:6-14:21, 38:19-39:3

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A = Lacks authenticity (FRE 901/902)

LC = Legal conclusion

R = Lacks relevance (FRE 401/402)

P = Attorney-client privilege / work product doctrine

H = Hearsay (FRE 802)

S = Outside the scope of the 30(b)(6) notice

O = Improper opinion (FRE 701/702)

I = Incomplete designation

F = Lacks foundation/speculative (FRE 602)

G = Argumentative

FM = Form objection

² For any of the witnesses testifying live at trial Hewlett-Packard objects to the use of their deposition testimony as hearsay, except when used for impeachment purposes.

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	15:12-15:23		16:23-17:11 23:2-23:16
	18:13-19:4		
	23:20-23:22		
	24:6-24:10		26:11-26:25
	205:20-206:19	H	201:1-201:24, 205:13-205:19
	214:20-215:5	A, H	215:6-215:7
	219:7-219:12	FM	219:13-219:15
	219:15		
	219:17-219:20	A, H	214:20-216:11
	233:6-233:10		232:20-233:09
Haggard, Alan (05/12/06)	7:8-7:9		7:2-7:3
	7:17-7:24		
	8:3-8:5		
	8:13-8:25		
	9:16-10:7		
	11:4-12:2		

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	32:24-34:1		77:24-78:14
Hunt, Douglas (07/16/02)	5:7-5:8		5:2-5:4
	5:12-5:16		
	5:23-6:2		
	6:9-6:16		
	7:2-7:4		7:5-7:11
	7:13-7:23		
	15:14-15:22		
	17:2-17:12		
	17:19-17:25	I	17:13-17:18, 18:1-18:4
	18:5-18:11		
	18:16-19:1	I	18:12-18:15
	67:7-67:21	FM	67:22-67:23
	67:24-68:16		
Hunt, Douglas (08/07/03)	210:7-210:9		210:2-210:6
	211:10-211:14	I	211:5-211:9
	276:21-277:4		

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	277:21-278:1	FM, I	278:2-278:3; 278:4-278:13
	278:21		
	285:22-286:1	FM, I, S	286:2, 286:3-286:4
Hunt, Douglas (06/22/05)	6:11-6:12		6:6-6:8
	70:8-70:13		
	70:19-71:3		
	71:5-71:16	H	
	72:1-72:2	FM	72:3
	72:4-72:12		
	73:18-74:1		70:19-71:3
	79:1-79:6		
	79:14-79:17		
	79:22-79:24		
	80:25-81:2		
	100:21-101:6		
	102:20-102:24		102:25-103:2
	103:16-103:17	F	103:18-103:19

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	103:20-103:22	F	103:23
	103:24		
Kipp, Donald (06/23/05)	6:3-6:6		5:21-5:23
	7:10-7:13		
	11:9-11:11		
	13:3-13:11		
	13:22-15:6		15:7-16:10 18:1-18:6
	18:7-18:17		
	26:4-26:6		
	29:17-30:17		
	32:6-32:11		
	39:5-39:8	I	
	64:17-65:3	G	
Kumar, Ashok (12/19/05)	6:19-6:21		6-8:6:10
	7:15-7:23		
	18:13-18:16	FM, O	18:17-18:18
	9:3-9:6		

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	10:4-10:5		
	12:2-12:6		14:4-14:11
	12:10-12:12		
	13:21-13:23		
	37:17-38:4		
	39:16-39:18		
	39:23-39:25	FM	40:1-40:2
	46:17-46:19	FM	46:20
	46:21-47:14		
	47:21-47:23	O	47:24-47:25
	48:1-48:9		
	48:15-48:16	F, O	48:17-48:18
	48:19		
	49:1-49:2	O	49:3-49:4
	49:5		
	49:17-49:22		
	53:2-53:12	H	

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	53:18-53:20		53:2-53:12
	54:4-54:6		
	54:18-55:10		
	55:13-55:15		55:16-55:17
	58:21-59:4		58:12-58:20
	59:24-60:10		
	61:1-61:14	FM	61:15
	65:7-65:15		
	66:12-66:14	I, FM, O	66:7-66:11
	74:5-75:8		
	77:15-77:23	F	77:24-77:25
	78:1-78:3	I, F	77:22-77:25
	80:4-80:16		
	81:16-82:1	FM	82:2
	82:3-82:4		
	82:12-82:16	R	
	83:20-83:22		

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	84:16-84:21		
	85:6-85:16	FM, LC	85:17-85:18
	85:19		
	86:8-86:25		
	88:5-88:7		
	91:19-91:24		91:25-92:2
	94:24-95:2	G	
Lesartre, Gregg (05/05/06)	5:9-5:11		5:4-5:6
	6:8-6:17	I	6:7
	6:24-7:2		
	15:9-16:6		16:7-16:24
	18:6-18:9	I	18:3-18:5
	18:19-18:21		
	54:6-54:7	F	54:8
	54:9-54:21		
	56:12-57:14		55:1-56:2
	58:11-58:12		

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	72:19-73:1		73:2-73:22
	76:8-76:15		
	78:24-79:4		78:9-78:23
	81:22-82:6		78:9-78:23
	88:20-89:12		
	90:21-90:25		
	101:7-101:14		
Severson, James (01/27/06)	25:2-26:1		
	157:25-160:12	H	
Stearns, Joseph (08/21/03)	23:25-24:01	S	24:2-24:4
	24:05-24:18		
	27:2-27:9		26:18-27:1
	55:25-56:8	G, S	56:9-56:11
Tanksalvala, Darius (04/26/05)	5:9-5:11		5:1-5:3
	6:6-6:16		
	7:21-7:22		
	11:25-12:2		11:7-11:24

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	12:20-12:23		
	15:8-15:14		
	15:19-15:24		
	15:25-16:3		
	16:7-16:17		
	16:23-17:5		
	25:5-25:16		
	25:25-26:11		
	27:10-27:13		
	27:22-28:4	G	
	33:9-33:14		
	35:9-36:1		33:15-33:24
	37:1-37:11		
	37:13-38:3	G	
	38:8-39:18	A, H	38:7 40:6-40:10
	44:5-44:11		
	44:17-45:8		

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	47:7-47:10	I	47:4-47:6; 47:11-47:13
	48:1-48:16	H	48:17-48:20
	50:20-51:9		
	55:7-55:17		54:9-54:15
	57:6-57:11	G	
	82:1-82:3	R	
	84:25-85:23	I	85:24-86:12
	87:5-87:9		
	93:4-93:20		
	95:1-95:7	G	
	101:7-101:10	A, H	99:23-100:4 101:11-101:13
	102:16-102:22	R	
	114:22-114:25	A, H	
	115:1-115:25		
	116:5-116:9	G	
	117:7-117:9		117:10-117:12
	117:13-118:8	I	118:9-118:10

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	118:18-119:7	H	118:9-118:17
	119:13-119:22		121:5-121:7
	122:2-122:5	FM, R	122:6-122:8
	122:11-122:18	G	
	125:13-125:18		
	128:10-128:15	H, R	
	128:22-129:2	G, R	
	130:5-130:8	R	
	131:18-131:25	G	
	132:10-132:13		
	133:3-133:6		132:14-132-23
	133:7-133:19	FM, G	133:20
	133:21-133:25	G	
	138:16-138:20		
Wiltshut, John (01/23/06)	7:9-7:11	H	6:3-6:4
	8:20-9:22	H	
	10:1-10:14	H	

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	13:20-14:14	FM, H	14:15
	14:16-14:18	H	
	14:24-15:9	H	
	15:16-16:1	H	
	74:17-74:22	H	
	89:22-90:6	A, H	89:2-89:11
	90:15-90:24	H	
	91:10-91:12	F, FM, H P	91:13-91:16
	91:17-91:18	H	
	91:20-92:6	G, H	
	103:2-103:16	A, H, I	103:17-103:25
	104:1-104:13	H	
	104:22-105:11	H	
	106:12-106:20	FM, H	106:21
	106:22-106:23	H	
	107:6-107:22	H	
	110:8-110:24	H	

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	111:6-111:10	H	
	111:24-113:6	F, G, I	111:20-111:23
Wimer, Douglas (04/11/06)	6:5-6:6		5:22-5:24
	7:2-7:4		7:5-7:11
	16:3-16:6		11:17-11:25, 12:14-13:6, 16:14-16:24
	16:7-16:13		
	16:25-17:4		
	19:10-19:13		
	36:19-37:11		
	45:17-45:25		43:12-44:1, 45:10-45:16
	53:3-53:12		52:3-52:14, 53:13-53:22
	60:8-60:12		60:13-60:16
	60:22-60:23		
	95:9-95:18		
	96:6-96:7		96:8-96:11
	96:12-96:25		
	97:1-97:11		

Witness / Date	Cornell's Designated Testimony	HP's Objections	HP's Counter-Designations
	103:13-103:19		
	119:21-120:7	A, H	119:12-119:20
	122:21-123:12	I	122:8-122:15
	124:7-124:12	FM	124:13
	124:14-124:14		
	124:16-124:21	FM	124:22

Dated: May 14, 2008

Respectfully Submitted,

s/Sean Cunningham

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Certificate of Service

I hereby certify that on 05/14/08, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification to the following:
See attached list _____

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